PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION
TUESDAY , JULY 25, , 1989

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

THE COMMON COUNCIL OF THE CITY OF FORT WAYNE MET IN THE COUNCIL CHAMBERS Tuesday EVENING July 25, 19 89, IN Regular SESSION. PRESIDENT Charles B. Redd IN THE CHAIR, COUNCIL ATTORNEY Stanley A. Levine, AND Sandra E. Kennedy CLERK, AT THE DESK, PRESENT THE FOLLOWING MEMBERS VIZ:

BRADBURY ✓, BURNS ✓, EDMONDS ✓ GiaQUINTA ✓,
HENRY ✓, LONG ✓, REDD ✓,
SCHMIDT ✓, ~~STEER~~, TALARICO ✓,

ABSENT:

COUNCILMEMBER:

THE MINUTES OF THE LAST REGULAR July 11, 19 89,
, 19 ,
SPECIAL , 19 ,

SESSION HAVING BEEN DELIVERED TO THE COUNCIL, WERE, ON MOTION, APPROVED AND PUBLISHED.

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

29 June 1989

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
CityCounty Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946.) The proposed ordinance is designated as:

Bill No. Z-89-06-20

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
29th day of June 1989.

Robert Hutner
Secretary

AN EQUAL OPPORTUNITY EMPLOYER

FACT SHEET

Z-89-06-20
BILL NUMBER

Division of Community Development & Planning

BRIEF TITLE: Zoning Ordinance Amendment From R-3 to B-1-B

APPROVAL DEADLINE:

REASON:

DETAILS

Specific Location and/or Address

4220 So Anthony Bl

Reason for Project

Convenience Store with gas pumps.

Discussion (Including relationship to other Council actions)

19 June 1989 - Public Hearing

Bill McCallister, architect, with WKM Associates in Auburn, Indiana, appeared before the Commission for the petitioners. He stated that he had met with the Pettit-Rudisill Association and the president read the notice of the hearing and informed the group of the proposed plans by Amoco Oil Company to remove the old existing structure and canopy and build a new convenience store. He stated that he asked for questions and comments after the presentation and there were no negative comments from the association.

There was no one else present who wished to speak in favor of or in opposition to the proposed rezoning.

26 June 1989 - Business Meeting

Motion was made and seconded to return the ordinance to the Common Council with a DO PASS recommendation.

Of the five (5) members present all voted for the motion. Motion carried.

POSITIONS	RECOMMENDATIONS
Sponsor	City Plan Commission
Area Affected	City Wide Other Areas
Applicants/ Proponents	Applicant(s) Franklin & Madeline Trick City Department Other
Opponents	Groups or Individuals Basis of Opposition
Staff Recommendation	[X] For [ ] Against Reason Against
Board or Commission Recommendation	By [X] For [ ] Against [ ] No Action Taken [ ] For with revisions to conditions (See Details column for conditions)
CITY COUNCIL ACTIONS (For Council use only)	[ ] Pass [ ] Other [ ] Pass (as amended) [ ] Hold [ ] Council Sub. [ ] Do not pass

DETAILS

POLICY/PROGRAM IMPACT

Policy or Program Change	☐ No ☐ Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start Date 17 May 1989

Projected Completion or Occupancy Date 29 June 1989

Fact Sheet Prepared by Date 29 June 1989

Patricia Biancaniello

Reviewed by Date 6-29-89

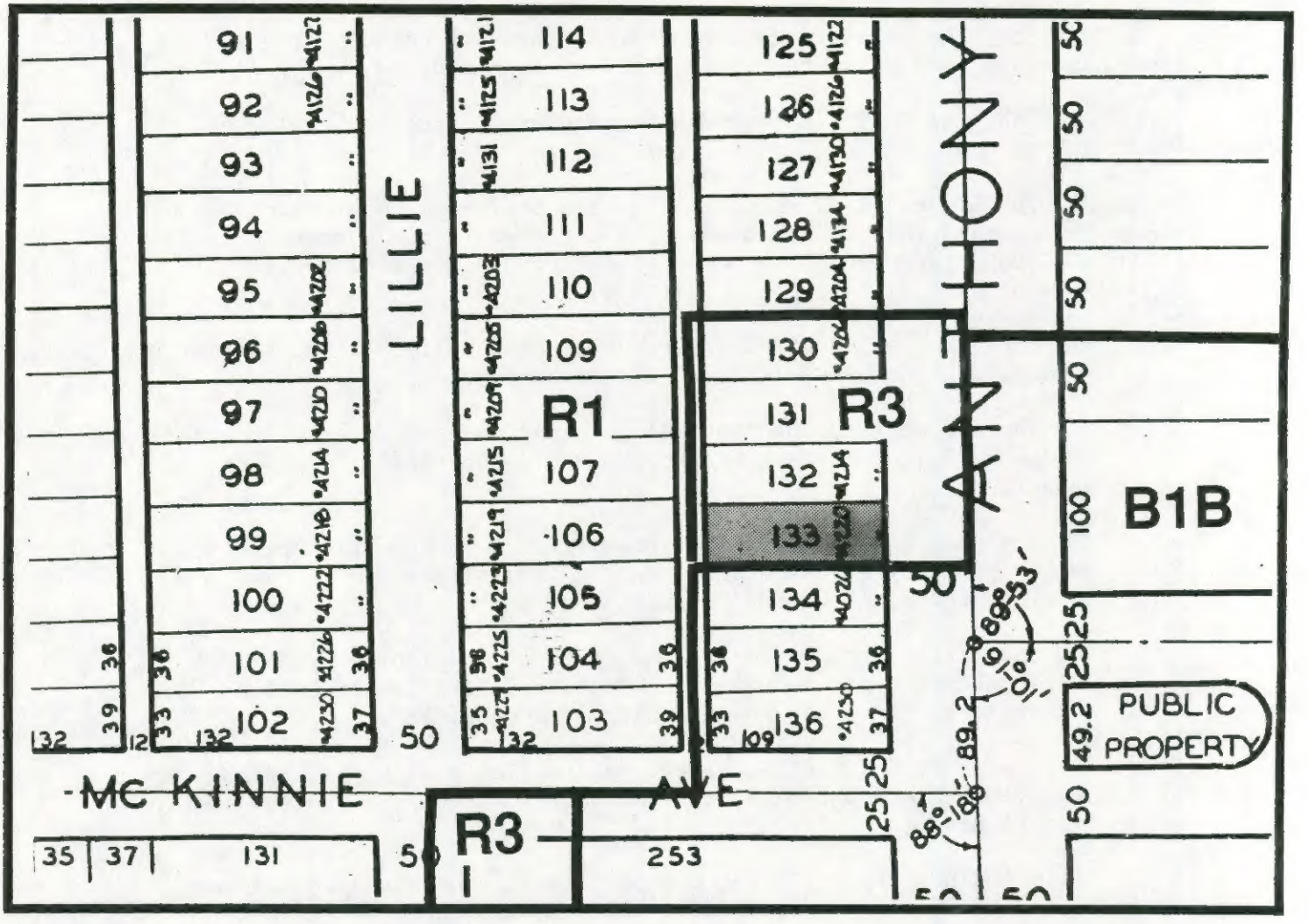
Reference or Case Number

REZONING PETITION #395

A PETITION TO AMEND THE ZONING MAP BY RECLASSIFYING THE DESCRIBED PROPERTY FROM A **R3** DISTRICT TO A **B1B** DISTRICT.

MAP NO. **O-11**

COUNCILMANIC DISTRICT NO. **6**



ZONING:

R1 RESIDENTIAL DISTRICT

R3 RESIDENTIAL DISTRICT

B1B LIMITED BUSINESS "B"

LAND USE:

☐ *SINGLE FAMILY*

☐ *COMMERCIAL*

SCALE: 1"=100'

DATE: 5-31-89

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on June 13, 1989 referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated Bill No. Z-89-06-20; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on June 19, 1989.

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO PASS recommendation based on the Commission's following "Findings of Fact":

(1) the grant will not be injurious to the public health, safety, morals, and general welfare of the community;

(2) the use or value of the area adjacent to the property included in the rezoning will not be affected in a substantially adverse manner;

(3) the need for the rezoning arises from some condition peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;

(4) the strict application of the terms of the zoning ordinance will constitute an unusual and unnecessary hardship if applied to the property for which the rezoning is sought; and,

(5) the grant does not interfere substantially with the comprehensive plan adopted under the 500 series of the metropolitan development law.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resoluton adopted at the meeting of the Fort Wayne City Plan Commission held June 26, 1989.

Certified and signed this
29th day of June 1989.

Robert Huther
Secretary

W K M & Associates, Inc., agent for Franklin A. and Madeleine E. Trick, request a change of zone from R-3 to B-1-B.

Location:	4220 S. Anthony Street		
Legal:	Lot 133 except the east 25 feet of Elmwood Addition to the City of Fort Wayne.		
Land Area:	Approximately 4400 Sq.Ft.		
Zoning:	R-3		
Surroundings:	North	R-3	Residential
	South	B-1-B	Commercial
	East	B-1-B	Commercial
	West	R-1	Residential
Reason for Request:	Expansion of business to the south		
Neighborhood Assoc.:	None		
Neighborhood Plan:	No comment		
Comprehensive Plan:	The General Land Use Policies of the Comprehensive Plan state that rezoning and development proposals should be compatible with existing and planned land uses and should not establish an undesirable precedent in the area to be developed. The Goal in the Middle Ring, where this request is located, is to maintain investments and prevent deterioration in existing neighborhoods. Commercial uses exist north of this location on the east side of Anthony and the request does not set an undesirable precedent.		
Landscape:	No comment received		

Planning Staff Discussion:

This property is immediately north of a service station located at the corner of Anthony and McKinnie Streets. The legal description excludes the east 25 feet, which was apparently acquired for right-of-way purposes.

The Anthony and McKinnie intersection is offset, with the eastern leg of McKinnie located slightly north of the western leg. The commercial classification on the east side of Anthony extends approximately 150 feet north of the McKinnie right-of-way. Approval of this request would extend the commercial uses north on the west side of Anthony, but at a lesser distance than on the

east side of Anthony Street.

All rezoning petitions are reviewed in terms of the Comprehensive Plan, the character and conditions of structures and uses in the area, principles of responsible development, with concern shown to property values, and best or highest use potential. Approval would allow for an expansion of the existing service station, and would not negatively impact the surrounding properties.

Recommendation: Do Pass, for the following reasons:

1) Approval would be consistent with the Comprehensive Plan.

2) Approval would not have a negative impact on the area.

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

29 June 1989

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amending of the City of Fort Wayne Zoning Ordinance.

The proposed ordinance is designated as:

BILL NO. G-89-07-08

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
29th day of June 1989.

Robert Hutner
Secretary

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

29 June 1989

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the vacation of dedicated utility easements.

The proposed ordinance is designated as:

BILL NO. G-89-06-19

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
29th day of June 1989.

Robert Hutner
Secretary

FACT SHEET

G-89-06-19
BILL NUMBER

Division of Community Development & Planning

BRIEF TITLE: Easement Vacation Ordinance

APPROVAL DEADLINE:

REASON:

DETAILS

Specific Location and/or Address
1st N/S easement West of VanBuren Street, between Main & 1st E/W easement South of Main Street.

Reason for Project

Easement is no longer needed.

Discussion (Including relationship to other Council actions)

19 June 1989 - Public Hearing

Yvonne Stam stated that she would like to go on record that as a member of the board of St Joseph Hospital she would not be participating in the discussion.

Carl Bradley, with Archonics Architects, appeared before the Commission representing St Jospeh Medical Center. Mr. Bradley stated that in September of 1987 St Joseph Medical Center petitioned successfully to vacate two alleys in the block bounded by Berry, Main, Jackson and Van Buren Streets. He stated that at that time there were utilities in both alleys, but since that time the overhead power lines and telephone lines in the north/south alley have been removed and the purpose for the easement no longer exists.

There was no one present who wished to speak in favor of or in opposition to the proposed vacation.

POSITIONS	RECOMMENDATIONS
Sponsor	City Plan Commission
Area Affected	City Wide Other Areas
Applicants/ Proponents	Applicant(s) St Joseph Medical Center City Department Other
Opponents	Groups or Individuals Basis of Opposition
Staff Recommendation	[X] For [ ] Against Reason Against
Board or Commission Recommendation	By [X] For [ ] Against [ ] No Action Taken [ ] For with revisions to conditions (See Details column for conditions)
CITY COUNCIL ACTIONS (For Council use only)	[ ] Pass [ ] Other [ ] Pass (as amended) [ ] Hold [ ] Council Sub. [ ] Do not pass

DETAILS

26 June 1989 - Business Meeting

Motion was made and seconded to return the ordinance to the Common Council with a DO PASS recommendation.

Of the five (5) members present all voted in favor of the motion. Motion carried.

POLICY/PROGRAM IMPACT

Policy or Program Change	☐ No ☐ Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start **Date** 1 May 1989

Projected Completion or Occupancy **Date** 29 June 1989

Fact Sheet Prepared by **Date** 29 June 1989

Patricia Biancaniello

Reviewed by **Date** 6-29-89

Larry Maglio

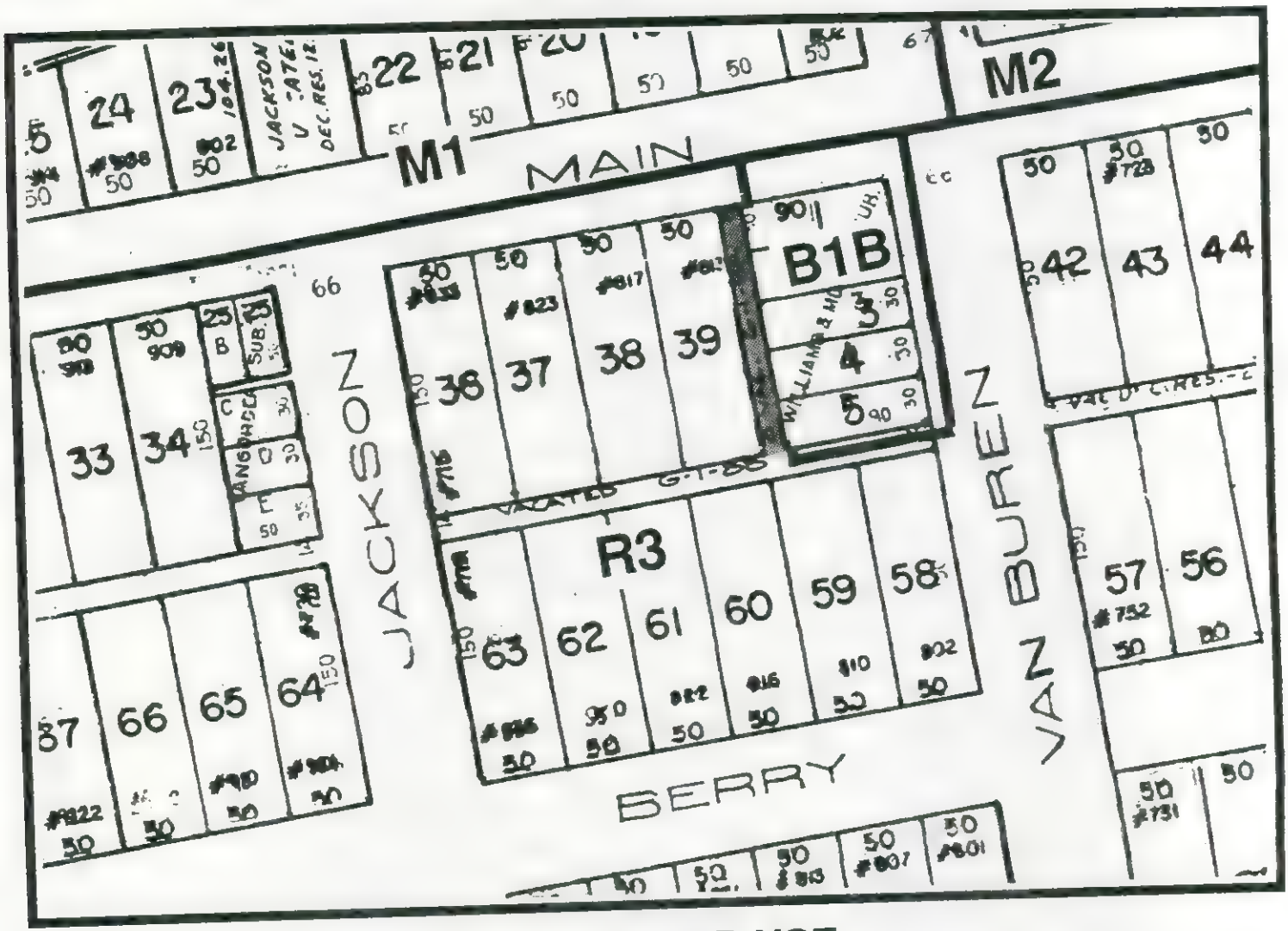
Reference or Case Number

VACATION PETITION #394

A PETITION TO VACATE THE DESCRIBED PORTION OF PUBLIC EASEMENT

MAP NO. **L-6**

COUNCILMANIC DISTRICT NO. **1**



ZONING:

M1 LIGHT INDUSTRY

M2 GENERAL INDUSTRY

R3 RESIDENTIAL

B1B LIMITED BUSINESS"B"

LAND USE:

☐ *COMMERCIAL*

SCALE: 1"=100'

DATE: 5-31-89

Carl L. Bradley, agent for St. Joseph Medical Center, requests the vacation of an easement.

Location:	The first north-south easement west of Van Buren Street, between Main Street and the first east-west easement south of Main Street.
Legal:	See file
Land Area:	Approximately 1500 Square Feet
Zoning:	B-1-B and R-3

Surroundings:			
	North	M-1	Parking lot
	South	R-3	Parking lot
	East	B-1-B	Parking lot
	West	R-3	Parking lot

Reason for Request: Easement is no longer needed

Neighborhood Assoc.: West Central Neighborhood

Neighborhood Plan: The West Central Neighborhood Plan provides no policy, recommendation, or other basis on which to comment on this request to vacate an easement.

Comprehensive Plan: No comment

Landscape: No comment received

Planning Staff Discussion:

St. Joseph Medical Center requested a vacation of this alley in 1988. That vacation was contingent upon their providing easements for utilities purposes. They now petition for the vacation of that easement, as it appears that it is no longer needed.

The petitioners state that they are the only owners of property on either side of the easement, and that said easement is not necessary for utility purposes.

As it would appear that no other person would be impacted by the vacation, and that the easement is not necessary for continued growth, we would have no objection to vacation.

Recommendation: Do Pass, contingent upon receiving written verification from all utility companies.

RESOLUTION 78-81-2

WHEREAS, ST. JOSEPH MEDICAL CENTER has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated utility easement situated in Fort Wayne, Allen County, to-wit:

> The first North/South easement West of Van Buren Street, between Main Street and the first East/West easement South of Main Street, in the City of Fort Wayne, Allen County, Indiana, more particularly described as follows, to-wit:
>
> Beginning at the Northwest corner of Lot #1 in Williams and Murphy's Addition to the City of Fort Wayne, Indiana; thence Southeasterly, on and along the West line of Lot #1, 2, 3, 4 and 5 in said Addition, a distance of 150.03 feet to the Southwest corner of said Lot #5; thence Southwesterly, on and along the Westerly projection of the South line of said Lot #5, a distance of 10.0 feet to the Southeast corner of Lot #39 in Rockhills First Amended Addition to the City of Fort Wayne, Indiana; thence Northwesterly, on and along the East line of said Lot #39, a distance of 150.03 feet to the Northeast corner of said Lot #39, being a point on the South right-of-way line of Main Street; thence Northeasterly, on and along said South right-of-way line, a distance of 10.0 feet to the point of beginning.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-12; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of dedicated utility easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Pubilc Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated utility easement hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said dedicated utility easement hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of dedicated utility easement or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Charles E. Taylor, Director of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held June 28, 1978, and as same appears of record in the official records of the Board of Public Works.

RESOLUTION

WHEREAS, ST. JOSEPH MEDICAL CENTER has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated utility easement in Fort Wayne, Allen County, to-wit:

> The first North/South easement West of Van Buren Street, between Main Street and the first East/West easement South of Main Street, in the City of Fort Wayne, Allen County, Indiana, more particularly described as follows, to-wit:
>
> Beginning at the Northwest corner of Lot #1 in Williams and Murphy's Addition to the City of Fort Wayne, Indiana; thence Southeasterly, on and along the West line of Lot #1, 2, 3, 4 and 5 in said Addition, a distance of 150.03 feet to the Southwest corner of said Lot #5; thence Southwesterly, on and along the Westerly projection of the South line of said Lot #5, a distance of 10.0 feet to the Southeast corner of Lot #39 in Rockhills First Amended Addition to the City of Fort Wayne, Indiana; thence Northwesterly, on and along the East line of said Lot #39, a distance of 150.03 feet to the Northeast corner of said Lot #39, being a point on the South right-of-way line of Main Street; thence Northeasterly, on and along said South right-of-way line, a distance of 10.0 feet to the point of beginning.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 36-7-4-12.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on June 19, 1989 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said dedicated utility easement.

WHEREAS, said vacation of dedicated utility easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated utility easement hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated utility easement hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said dedicated utility easement or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said dedicated utility easement in Allen County, Indiana.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 25th day of July, 1989, that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances, and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this _____ day of _____, 19____,

_____
SANDRA E. KENNEDY, CITY CLERK

RETURN CERTIFICATE

(Regulatory Resolution No. 96/89/E, 97/89/E, 98/89/E, 99/89/E and 100/89/E)

I hereby certify that I did this 17th day of July, 1989 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana respectively, a copy of the within Regulatory Resolution No. SEE ABOVE of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, 1986.

CHAIRMAN, Board of Safety

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Numbers:

96/89/E, 97/89/E, 98/89/E, 99/89/E, and 100/89/E

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully Submitted,

Chairman, Board of Safety

REGULATORY RESOLUTION NO. 96/89/E

(Adopted July 12, 1989, 1989)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-4 of said chapter delegates to this Board authority to

STOP INTERSECTION (EMERGENCY)

; and

WHEREAS, the City Traffic Engineer has, by written memorandum dated July 5, 1989, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective July 12, 1989, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Tacoma Avenue --stop-- for Pasadena Drive

REGULATORY RESOLUTION NO. 97/89/E

(Adopted July 12, 1989)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-4 of said chapter delegates to this Board authority to

IMPAIRED MOBILITY PARKING (RESIDENTIAL) (EMERGENCY)

; and

WHEREAS, the City Traffic Engineer has, by written memorandum dated July 5, 1989, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective July 12, 1989, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

IMPAIRED MOBILITY PARKING (RESIDENTIAL) (EMERGENCY)

1705 Hillside Avenue --west side--	from 65' north of Sallie Avenue to 20' north thereof

REGULATORY RESOLUTION NO. 98/89/E

(Adopted July 12, 1989)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-4 of said chapter delegates to this Board authority to

SPEED LIMIT 25 WHEN CHILDREN PRESENT (EMERGENCY)

DELETE:

SPEED LIMIT 25 WHEN CHILDREN PRESENT (EMERGENCY)

; and

WHEREAS, the City Traffic Engineer has, by written memorandum dated July 5, 1989, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective July 12, 1989, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

SPEED LIMIT 25 WHEN CHILDREN PRESENT (EMERGENCY)

Maplecrest Road --from Monarch Drive to State Blvd.

DELETE:

SPEED LIMIT 25 WHEN CHILDREN PRESENT (EMERGENCY)

State Boulevard --from Coliseum Blvd. to Reed Road

REGULATORY RESOLUTION NO. 99/89/E

(Adopted July 12, 1989)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-4 of said chapter delegates to this Board authority to

THRU STREET (EMERGENCY)

; and

WHEREAS, the City Traffic Engineer has, by written memorandum dated July 5, 1989, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective July 12, 1989, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

THRU STREET (EMERGENCY)

High Street	from Runnion Avenue to Sherman Blvd. except at Runnion Avenue, St. Mary's Avenue and Sherman Blvd.

REGULATORY RESOLUTION NO. 100/89/E

(Adopted July 12, 1989)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-4 of said chapter delegates to this Board authority to

NO PARKING 7 AM TO 4 PM SCHOOL DAYS ONLY (EMERGENCY)

; and

WHEREAS, the City Traffic Engineer has, by written memorandum dated July 5, 1989, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective July 12, 1989, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING 7 AM TO 4 PM SCHOOL DAYS ONLY (EMERGENCY)

Woodmark Drive	--north side--	from 110' east of Reed Road to the eastern terminus
Woodmark Drive	--south side--	from 60' east of Reed Road to Jonquil Drive

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Numbers:

101/89/D, 102/89/E and 103/89/E

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully Submitted,

Michael McAlexander

Chairman, Board of Safety

R E T U R N C E R T I F I C A T E

(Regulatory Resolution No. 101/89/D, 102/89/E and 103/89/E

I hereby certify that I did this 20th day of July, 1989 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana respectively, a copy of the within Regulatory Resolution No. SEE ABOVE of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, 1986.

Michael McAleer

CHAIRMAN, Board of Safety

REGULATORY RESOLUTION NO. 101/89/D

(Adopted July 19, 1989)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-4 of said chapter delegates to this Board authority to

PREFERENTIAL INTERSECTION	(DELEGATED)

; and

WHEREAS, the City Traffic Engineer has, by written memorandum dated July 13, 1989, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective July 19, 1989, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

PREFERENTIAL INTERSECTION	(DELEGATED)
Dodge Avenue --preferential--	at Buena Vista Drive

REGULATORY RESOLUTION NO. 102/89/E

(Adopted July 19, 1989)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-4 of said chapter delegates to this Board authority to

STOP INTERSECTION (EMERGENCY)

; and

WHEREAS, the City Traffic Engineer has, by written memorandum dated July 17, 1989, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective July 19, 1989, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

River Run Court/River Run Trail--stop-- for Inland Trail

REGULATORY RESOLUTION NO. 103/89/E

(Adopted July 19, 1989)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-4 of said chapter delegates to this Board authority to

SPEED LIMIT 25 WHEN CHILDREN PRESENT (EMERGENCY)

; and

WHEREAS, the City Traffic Engineer has, by written memorandum dated July 17, 1989, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective July 19, 1989, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

SPEED LIMIT 25 WHEN CHILDREN PRESENT (EMERGENCY)

Second Street	--from Orchard Street to Wells Street
Third Street	--from Orchard Street to Wells Street